

FAILED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 323

AMENDMENT NO. A2
(to be filled in by
Principal Clerk)

S323-ATC-108 [v.2]

Page 1 of 2

Amends Title [YES]
First Edition

Date _____, 2017

Representative Collins

1 moves to amend the bill on page 1, lines 2-7, by rewriting those lines to read:

2
3 "AN ACT TO PROVIDE TRANSPARENCY RELATED TO THE STATE'S
4 PARTICIPATION IN INTERCOLLEGIATE ATHLETIC ASSOCIATIONS.";

5
6 And on page 1, lines 9-19, by rewriting those lines to read:

7
8 "SECTION 1. Article 1 of Chapter 116 of the General Statutes is amended by
9 adding a new Part to read:

10 "Part 3B. Participation in Intercollegiate Athletic Associations.

11 "§ 116-40.25. Transparency; intercollegiate athletic associations.

12 (a) Beginning September 15, 2017, and monthly thereafter, if a constituent institution
13 participates in any intercollegiate athletic association, the chancellor shall report all the
14 following information to the President and to the Board:

15 (1) The name and position of each employee, staff member, or faculty member
16 (including the chancellor) who either (i) holds an office with or (ii) serves on
17 a board, committee, commission, task force, or other working group
18 organized or operated by an intercollegiate athletic association.

19 (2) For each individual identified in subdivision (1) of this subsection, the date
20 and a brief description of the nature of each matter brought before the
21 individual by the intercollegiate athletic association. Nothing in this
22 subdivision requires the individual to disclose the details of a settlement or a
23 personnel matter.

24 (3) For each matter identified in subdivision (2) of this subsection, the nature of
25 each decision made or vote cast by the individual on matters that will have
26 or could reasonably be anticipated to have an impact on the constituent
27 institution. This subdivision applies to verbal as well as recorded votes. By
28 way of example but not limitation, the nature of a vote includes for, against,
29 abstain, or absent.

30 (4) If the individual identified in subdivision (1) of this subsection considers the
31 information requested under subdivision (2) or (3) of this subsection to be



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- 1 confidential, the chancellor shall indicate the same in the report and shall
2 include the specific authority that is the basis for the confidentiality.
3 (b) If the President or any member of the Board has reason to believe a chancellor or
4 any employee, staff member, or faculty member is not complying with the reporting
5 requirements of subsection (a) of this section, the President or the member of the Board shall
6 notify the chairs of the Senate Appropriations Committee on Education/Higher Education, the
7 chairs of the House Appropriations Committee on Education and the chairs of the Joint
8 Legislative Education Oversight Committee. The notification shall be written and must be
9 submitted within 30 days of the President or the member of the Board becoming aware of the
10 potential noncompliance.
11 (c) The information contained in the report required by subsection (a) of this section is
12 not confidential. The report required in subsection (a) of this section and any notification given
13 pursuant to subsection (b) of this section are public records as defined in G.S. 132-1.
14 (d) As used in this section, the term "intercollegiate athletic association" means the
15 National Collegiate Athletic Association and all member conferences."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

**The official copy of this document, with signatures
and vote information, is available in the
House Principal Clerk's Office**